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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

KEYAN SHU and XIAN JUN FAN,

Plaintiffs,

v.

MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 EMILIO T. GONZALEZ, Director, United States
 Citizenship and Immigration Services;
 FRANCIS D. SICILIANO, Officer-in-Charge,
 San Jose Sub Office, U.S. Citizenship and
 Immigration Services;
 ROBERT S. MUELLER, Director of Federal
 Bureau of Investigation,

Defendants.

No. C 06-6463 MEJ

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

Plaintiffs, by and through their attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiffs' applications for naturalization and agrees to do so within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stip. Dismissal
 C06-6463 MEJ

1 Dated: December 5, 2006

Respectfully submitted,

2 KEVIN V. RYAN
3 United States Attorney

4 /s/
5 ILA C. DEISS
6 Assistant United States Attorney
7 Attorneys for Defendants

8 Dated: December 5, 2006

9 /s/
10 JUSTIN X. WANG
11 Attorney for Plaintiffs

12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED.

14
15 Date: December 8, 2006

